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Appl. No. 09/924,944
Amdt. dated April 21, 2008
Reply to Office Action of June 12, 2007

Remarks

The present amendment responds to the Official Action dated January 22, 2008. Claims 13-31, 33, 34, 36, and 37 have been previously canceled without prejudice as drawn to a nonelected invention. The Official Action rejected claims 1-12, 32, 35 and 38-50 under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventors, at the time the application was filed, had possession of the claimed invention. This sole ground of rejection is addressed below. Claims 1, 10, 11 and 32 have been amended to be more clear and distinct. Claims 1-12, 32, 35 and 38-50 are presently pending.

The Section 112, First Paragraph, Rejections

In explaining the grounds of rejection the Official Action states:

Claims 1-12, 32, 35 and 38-50 have been amended to recite "compatible with the preexisting interface software of the ATM that controls a display of the ATM" which does not appear to be in the originally filed specification. Thus, the recitation must be treated as "new matter".

While it is noted that the quoted language above is found in claim 1, and the language "compatible with the preexisting ATM interface software used by the ATM" is found in claim 32, the language objected to is not found in claims 35 and 38.

As such, the sole stated ground for rejecting claims 35 and 38-44 are not supported by the analysis of the Official Action. As no other grounds of rejection have been stated, these claims should be promptly allowed.

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Turning to claims 1-12, 50 (claim 50 depends from claim 1) and 32, while it is believed that the previous amendment is supported, in the interest of expediting prosecution; claims 1 and 32 have been amended to use language more closely tracking that of the original disclosure while still distinguishing the previously relied upon art which is not relied upon in the latest Official Action.

As addressed in paragraph [0041], for example, the ATM includes "ATM interface software" which "controls the devices on the ATM 108A or 108B, such as the display, keyboard and printer." Consistent with this disclosure, the preambles of both claims 1 and 32 have been amended to recite "an automatic teller machine (ATM) having ATM interface software which controls a display and a printer of the ATM".

As further discussed, in paragraph [0043] of the present application, at the priority date of this application, "typical ATMs cannot interpret XML or HTML, the programming language currently used to create pages hosted on the World Wide Web". As such, merchant data in such formats was incompatible with large numbers of ATMs existing in the field which lacked browser software, for example. An aspect of the present invention addresses reformatting this merchant data so it can be used by the ATM lacking specialized software and thereby presented to the user of the ATM 108A or 108B. See, for example, paragraph [0047] -- "the merchant data is reformatted at the remote server(s) into a second format that **enables** the merchant data to be utilized by the ATM. The ATM is able to utilize the merchant data without using a browser."; paragraph [0005] "The reformatted first transaction data is **capable** of being utilized by the ATM, without use of a browser."; paragraph [0041] The XML parser at remote service provider

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server 104A or 104B "converts XML formatted data into ATM **displayable** data."; paragraph [0043] "typical ATMs cannot interpret XML or HTML . . . software . . . residing at the service provider reformats the data provided by the merchant server 102 such that data **can** be presented to the user at the ATM 108A or 108B."; and paragraph [0045] "the merchant data is reformatted at service provider server 104A or 104B such that it is **capable of being utilized** by the ATM 104A or 104B". (emphasis added)

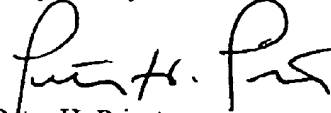
From the above, it is clear that "merchant data not capable of being used by the ATM" is reformatted by "translating the merchant data into a format utilized by the ATM to control the display of the ATM" as presently claimed by claims 1 and 32.

As no other grounds for rejecting these claims are presented by the Official Action, these claims should be promptly allowed. Should the Examiner seek to rely on the previously relied upon items, attention is directed to the previous arguments made to distinguish those items which apply to claims 1 and 32 as amended, as well.

Conclusion

All of the presently pending claims, as amended, appearing to define over the applied references, withdrawal of the present rejection and prompt allowance are requested.

Respectfully submitted,



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